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FILED
MAY 10 1976
MICHAEL RODAK, JR., CLERK

In the
# Supreme Court of the United States

OCTOBER TERM, 1975

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No. 75-1406

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JOAN ELIOPULOS
*Petitioner*

V.

V. H. HILDYARD, M. D., AND
MEDICAL ADMINISTRATIONS INC., *Assignee*

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## PETITIONER'S REPLY BRIEF IN OPPOSITION TO RESPONDENT'S BRIEF IN OPPOSITION TO PETITION FOR A WRIT OF CERTIORARI

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JOAN ELIOPULOS
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BLEED THROUGH

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Comes now Petitioner, Joan Eliopulos, in reply to Respondent's Brief in Opposition to Petition for a Writ of Certiorari.

Respondent's argument states the safety and welfare of its citizens have traditionally been deemed to be matters entrusted to the states, and properly so. (Res.'s Brief p. 8.)

Petitioner respectfully contends direct evidence was had in the Colorado courts of law to prove without aid from inference or reasoning that V. H. Hildyard, M.D., suffered from a physical disability of such magnitude so as to render

him unable to perform surgical services with reasonable skill and safety to his patients – yet – by quashing the claims of disability, negligence, and informed consent, V. H. Hildyard, M.D. has been given permission thru the State of Colorado to continue his one-armed surgery on his unwary patients with no fear of litigation whatever.

In conclusion – for these reasons – Petitioner prays this high tribunal with its sound judicial power, the power of judging wisely and justly, intervene in this dispute of parties – in the interest of better serving justice – grant Petitioner's Writ of Certiorari – bring forth her files from the lower courts – thus exercising the original jurisdiction this high court has over inferior courts to determine the facts and issues of this case at bar, protecting the public from unprofessional, disabled, incompetent surgeons who threaten the public health, safety and welfare of our society. They must be stopped! The power and decision lies in the hands of this Honorable Court, the highest tribunal of these United States.

Respectfully submitted:

Joan E. Eliopulos

Joan Eliopulos
1161 South Foothill Drive
Lakewood, Colorado 80228.

## APPENDIX A

### CERTIFICATE OF MAILING

This is to certify that I, Joan Eliopulos, have mailed four true and complete copies of this Reply Brief in Opposition to Respondent's Brief in Opposition to Petition for a Writ of Certiorari, by placing in the United States Mail with sufficient postage thereon, this 1st day of May, 1976, to:

Mr. John C. Mott, Attorney at Law,
Law Offices of
Zarlengo, Mott, and Zarlengo
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